

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

RICHARD D. ROBERTS, JR.

Plaintiff,

vs.

MICHAEL J. ASTRUE,  
Commissioner of Social  
Security,

Defendant.

NO. CV-08-0080-CI

**ORDER ADOPTING REPORT AND  
RECOMMENDATION**

Magistrate Judge Imbrogno filed a Report and Recommendation (Ct. Rec. [16](#)) on March 26, 2009, recommending Defendant's Motion for Summary Judgment be granted and Plaintiff's Motion for Summary Judgment be denied. Objections to the Report and Recommendation were due on April 13, 2009. There being no objections to the Report and Recommendation, the Court **ADOPTS** the Report and Recommendation's analysis and conclusion.

Accordingly, **IT IS HEREBY ORDERED:**

1. Defendant's Motion for Summary Judgment (Ct. Rec. [12](#)) is **GRANTED**.

2. Plaintiff's Motion for Summary Judgment (Ct. Rec. [11](#)) is **DENIED**.

3. **Judgment** shall be entered for Defendant.

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